

**APRIL 26, 2022, MINUTES  
REGULAR WHEATLAND CITY COUNCIL MEETING  
WHEATLAND COMMUNITY CENTER  
101 C STREET, WHEATLAND, CA  
6:00 – 8:05 P.M.**

**COUNCIL MEMBERS PRESENT:** R. Coe, L. McIntosh, J. Pendergraph, P. Shelton  
R. West

**OTHERS PRESENT:** J. Goodwin, City Manager  
J. Buckman, City Attorney  
T. Raney, Community Development Director  
D. Schilling, City Engineer  
D. Sylvester, Police Chief  
L. Thomason, City Clerk  
J. Johnson

**PLEDGE OF ALLEGIANCE:** Mayor R. West led the pledge of allegiance.

**PUBLIC COMMENT:** None

**\*CONSENT CALENDAR**

Council Member P. Shelton pulled agenda item numbers 3.3 and 3.4 for further discussion.

Motion was made by Council Member J. Pendergraph, Seconded by Vice Mayor R. Coe to **approve minutes from the March 8, 2022, meeting and Proclamation for Child Abuse Prevention Awareness Month, April 2022** Vote called – AYES: All. Motion carried.

3.3 Council Member P. Shelton commented on the two- and three-story buildings and asked about City requirements. D. Schilling responded that plans were reviewed by the Planning Commission, staff and the WFA and all are in agreement the buildings meet City code. T. Raney added City code allows the proposed height of the buildings. J. Buckman stated council is taking action on the final map, it does not need discretionary approval.

Council Member L. McIntosh commented on the sidewalk in front of the project. D. Schilling responded that the project does not complete the sidewalk into the city. McIntosh added the sidewalk issue needs to be addressed for school age children.

Motion was made by Vice Mayor R. Coe, Seconded by Council Member J. Pendergraph to **adopt Resolution No. 14-22 Authorizing the City Manager to Accept Associated Dedications of Land and Approving the Final Map for the Bear Ridge Apartments.** Vote called – AYES: Coe, Pendergraph, Shelton and West. NOES: McIntosh. Motion carried.

3.4 Council Member P. Shelton requested clarification of the Joint Use Fund and the General Fund. City Manager J. Goodwin explained funds are split 50/50 and added there was a development agreement amendment to change the 50/50 to 60/40 for joint expenditures to be approved by the Bishop Family. Goodwin stated that all impacts in terms of costs are being covered.

Council Member P. Shelton asked for an example for another use of the joint fund. City Manager J. Goodwin provided examples of paving to mitigate dust from the entrance to the farm. Other examples included signage and asphalt.

Council Member P. Shelton commented on employees reported for the season, 104 traffic stops and stop signs on E Street and Main Street. Police Chief D. Sylvester explained stop sign and speeding violations. Council Member P. Shelton commented on 24 accidents and time of day for unsafe speeds. D. Schilling explained statistics are based on the California Statewide data base. Shelton commented of city staff attending the upcoming Bishop's meetings.

## **Public Comment**

Pamela Walsh commented on the traffic reports and questioned the time of day for traffic reports and why there are no reports for the month of September. J. Goodwin responded City staff picked the time frame, there were more vehicles on the road at that time.

Chris Walsh stated the Bishop Pumpkin Farm report is misleading, traffic cones and forming an Ad Hoc Committee.

Robin Bogdanoff questioned if Bishop's employees have benefits.

Motion was made by Council Member J. Pendergraph, Seconded by Pamela Shelton to **receive and file the Bishop's Pumpkin Farm 2021 Season Report**. Vote called – AYES: All. Motion carried.

## **REGULAR CALENDAR**

1) Police Chief Damiean Sylvester presented the 2022 1<sup>st</sup> quarter crime statistics report, Through the 1st quarter of 2022. Part 1 crime stats are down from 2021, but on pace to equal the 5-year average. There was no action on this agenda item, council received and filed the report.

2) City Engineer Dane Schilling presented the staff report for consideration to adopt a resolution approving plans and specifications for the Spruce Park Improvement Project and authorizing staff to solicit bids. In October 2019, your City Council approved Resolution 38-19 authorizing staff to proceed with park improvement projects to be funded through the Prop 68 Per Capita Program. After working through project proposals and adjusting to the availability of funds, the final project selected is to complete improvements to Spruce Park. The grant will fund the modifications of Spruce Park to add more appropriate active play elements for teens and age 5-12 users. The partial renovation of the existing park uses an existing sloped turf area, converting it with grading to provide a halfcourt basketball court, a fun merry-go-round spinner/ climber, along with adding trees, shrubs, picnic tables, and storm water capture to drain the pavement. The costs for the project are estimated at \$213,150 with the State covering \$177,952, with the match already budgeted. The project construction documents, recently completed by Melton Design Group, Inc. are fully designed by licensed professionals and ready to be advertised for construction in July.

Council Member P. Shelton commented on the project delay,

Council Member L. McIntosh commented on the end date for the project.

Mayor R. West commented on cobble behind the basketball hoop.

Chris Walsh questioned if the city will be paying the difference the estimated cost and what the State is covering. J. Goodwin responded; the city will pay the difference.

Motion was made by Council Member J. Pendergraph, Seconded by Vice Mayor R. Coe to **adopt Resolution No. 15-22 Approving Plans and Specifications for the Spruce Park Improvement Project and Authorizing Staff to Solicit Bids.** Vote called – AYES: All. Motion carried.

3) City Manager Jim Goodwin presented the staff report for discussion and consideration regarding directing staff to prepare and ordinance to amend the sign code relating to temporary sign display and removal. Currently, Wheatland Municipal Code Section 19.55.050 requires that temporary signs may only be displayed thirty (30) days before a federal, state, or local election and that they must be removed within ten (10) days following an election. During this current primary election, some candidates have expressed concerns to staff that, due to changes in voting patterns, the sign code is too restrictive. The candidates state that the growth in use of mail ballots, which are distributed 30 days prior to election day, provide an opportunity for voters to vote early. The candidates have also suggested that the different time requirements between the city and county cause confusion for county-wide candidates. The temporary sign restrictions in Yuba County and the City of Marysville are Yuba County: Display 90 days prior to the election and remove within 10 days. Marysville: Display 60 days prior to the election and remove within 15 days. None of the ordinances are aligned so a change in Wheatland's code would align only the city and the county. Countywide candidates would still need to pay attention to different sign code requirements. The remaining question is do you as a City Council believe the Wheatland ordinance is too restrictive and do you wish to direct staff to prepare an ordinance to amend the code.

Council Member J. Pendergraph stated he has been approached by constituents over the City's sign ordinance.

Council Member P. Shelton commented 90 days is too long but would agree to 60 days.

Mayor R. West commented there is not need to change the current ordinance.

Council Member L. McIntosh commented that she agrees with County guidelines.

### **Public Comment**

R. Bogdanoff commented that she appreciates the 30-day limit for temporary signs.

T. Courtright commented the sign packet provided for her from the County only included Wheatland's regulations on temporary signs. Courtright stated it should be 90-days for all.

Motion was made by Council Member J. Pendergraph, Seconded by Council Member L. McIntosh to **direct staff to prepare an ordinance to amend the sign code relating to temporary sign display for 90 days prior to an election and remove within 10 days after.** Vote called - AYES:

Pendergraph, McIntosh and Coe. NOES: West and Shelton. Motion carried.

### **REPORTS**

Council Member P. Shelton commented on dismissal times for schools should all be consistent.

Mayor R. West reported on the Yuba County meeting.

Council Member L. McIntosh commented on publicizing the upcoming Bishop Pumpkin Farm meetings.

## **CLOSED SESSION**

No reportable action.

There being no further business, Mayor R. West adjourned the meeting at 8:05 p.m.

Minutes approved and adopted on this 10<sup>th</sup> day of May 2022.

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Rick West, Mayor

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Lisa J. Thomason, City Clerk